S.B.CRIMINAL MISC. BAIL APPLICATION NO.4996/2006

Date : 14.11.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Pradeep Shah for the applicant.
Mr. V.R. Mehta, Public Prosecutor for State.
Mr. Sunil Mehta for the complainant.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

After hearing learned counsel for the parties while taking into consideration the overall facts and circumstances of the present case, I do not feel inclined to extend benefit of bail to the applicant. Accordingly, the bail application moved by the applicant under Section 439 Cr.P.C. stands rejected. However, the applicant shall be at liberty to move regular bail application before the learned trial court after recording of statements of the injured and the Medical Officer. The learned trial court shall at first stance record statements of the injured and the Medical Officer. After recording of the statements of the injured and the Medical

Officer, if any bail application is moved by the applicant, then, the learned trial court shall consider the same in accordance with law.

(SATYA PRAKASH PATHAK), J.

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